



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,

vs.

*ALFONSO MORA*  
Defendant.

Case No.: *12-463M*  
ORDER OF DETENTION

I.

A. ☒ On motion of the Government [18 U.S.C. § 3142(f)(1)] in a case allegedly involving:

1. ☐ a crime of violence.
2. ☐ an offense with maximum sentence of life imprisonment or death.
3. ☐ a narcotics or controlled substance offense with maximum sentence of ten or more years.
4. ☐ any felony - where defendant convicted of two or more prior offenses described above.
5. ☒ any felony that is not otherwise a crime of violence that involves a minor victim, or possession or use of a firearm or destructive device or any other dangerous weapon, or a failure to register under 18 U.S.C. § 2250.

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B. ☒ On motion by the Government/☐ on Court's own motion [18 U.S.C. § 3142(f)(2)], in a case allegedly involving:

1. ☒ a serious risk that the defendant will flee.
2. ☐ a serious risk that the defendant will:
  - a. ☐ obstruct or attempt to obstruct justice.
  - b. ☐ threaten, injure or intimidate a prospective witness or juror, or attempt to do so.

C. The Government ☐ is/☒ is not entitled to a rebuttable presumption that no condition or combination of conditions will reasonably assure the defendant's appearance as required and the safety of any person or the community.

## II.

A. ☒ The Court finds that no condition or combination of conditions will reasonably assure:

1. ☒ the appearance of the defendant as required.  
and/or
2. ☒ the safety of any person or the community.

B. ☐ The Court finds that the defendant has not rebutted by sufficient evidence to the contrary the presumption provided by statute.

## III.

The Court has considered:

- A. the nature and circumstances of the offense(s) charged, including whether the offense is a crime of violence, a Federal crime of terrorism, or involves a minor victim or a controlled substance, firearm, explosive, or destructive device;
- B. the weight of evidence against the defendant;

- 1 C. the history and characteristics of the defendant; and  
2 D. the nature and seriousness of the danger to any person or the community.

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4 IV.

5 The Court also has considered all the evidence adduced at the hearing and the  
6 arguments and/or statements of counsel, and the Pretrial Services Report /  
7 recommendation.

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9 V.

10 The Court bases the foregoing finding(s) on the following:

- 11 A. ☒ As to flight risk:  
12 ☒ Lack of bail resources  
13 ☒ Prior failures to appear / violations of probation/parole  
14 ☒ No stable residence or employment  
15 ☐ Ties to foreign countries / financial ability to flee

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19 B. ☒ As to danger:  
20 ☒ Nature of prior criminal convictions  
21 ☒ Allegations in present indictment  
22 ☐ Drug / alcohol use  
23 ☒ In custody for state offense

24 DRUG / CASH POSSESSION ✓  
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VI.

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- 2 A. ( ) The Court finds that a serious risk exists the defendant will:
- 3 1. ( ) obstruct or attempt to obstruct justice.
- 4 2. ( ) attempt to/ ( ) threaten, injure or intimidate a witness or juror.
- 5 B. The Court bases the foregoing finding(s) on the following:

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VII.

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- 11 A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
- 12 B. IT IS FURTHER ORDERED that the defendant be committed to the custody of
- 13 the Attorney General for confinement in a corrections facility separate, to the
- 14 extent practicable, from persons awaiting or serving sentences or being held in
- 15 custody pending appeal.
- 16 C. IT IS FURTHER ORDERED that the defendant be afforded reasonable
- 17 opportunity for private consultation with counsel.
- 18 D. IT IS FURTHER ORDERED that, on order of a Court of the United States or on
- 19 request of any attorney for the Government, the person in charge of the
- 20 corrections facility in which defendant is confined deliver the defendant to a
- 21 United States marshal for the purpose of an appearance in connection with a
- 22 court proceeding.

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24 DATED: 7/26/12

  
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MICHAEL R. WILNER  
UNITED STATES MAGISTRATE JUDGE

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